

## Berg, Elizabeth

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**From:** Nicholas W. van Aelstyn <NvanAelstyn@bdlaw.com>  
**Sent:** Tuesday, June 18, 2013 5:16 PM  
**To:** Berg, Elizabeth  
**Cc:** david Batson; DUTTA, ABHIK; Zachary Norris  
**Subject:** RE: Public documents  
**Attachments:** Sale of Property that Includes the former Gonzalez Bucket and Drum facility

Thanks, Thanne. We'll look forward to receiving those materials from Ahbik next week. The earlier the better if we are to provide any meaningful input into EPA's reevaluation of its GNL decisions.

Mr. Volz's v-card was attached to my email to you of yesterday. I've attached another copy of it here in case you did not see it.

Nico

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**From:** Cox, Elizabeth [mailto:Cox.Elizabeth@epa.gov]  
**Sent:** Tuesday, June 18, 2013 5:09 PM  
**To:** Nicholas W. van Aelstyn  
**Cc:** david Batson; DUTTA, ABHIK; Zachary Norris  
**Subject:** RE: Public documents

Nico:

Abhik has the contact information for Mr. Cantrell. Can you provide the contact information for Mr. Volz and remind me of his role? We should have the Gonzalez documents ready for your by the end of next week, worst case scenario. It will include the phase 2 report.

Craig and I have spoken briefly about the savage yard and your submittal but the case team still needs to get together to discuss more fully. We are juggling several items right now and trying to keep everything moving.

Thank you for your patience.

Thanne

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**From:** Nicholas W. van Aelstyn [mailto:NvanAelstyn@bdlaw.com]  
**Sent:** Tuesday, June 18, 2013 3:16 PM  
**To:** Cox, Elizabeth  
**Cc:** david Batson; DUTTA, ABHIK; Zachary Norris  
**Subject:** RE: Public documents

Thanne,

Thanks much. I'm informed that our messenger has picked-up the disk.

Can you say when the Gonzales documents will be available? Do they include the Phase 2 report and other materials that Jim Cantrell told me he'd provided to EPA? Per our discussion last Friday, will you be in touch with

Messrs. Cantrell and Volz before you leave on vacation about dedicating the proceeds from the sale of the property that includes the former Gonzalez Bucket & Drum facility to the Site's remediation?

Also, will you be able to provide feedback before you go on the material that we provided to you two weeks ago regarding the former auto salvage yard located at 1200 Van Dyke Ave. and the still active auto salvage yard at 1201 Van Dyke Ave. (aka 1320 Wallace Ave.)? As you, David and I discussed last Friday, the PRPs are awaiting word from EPA on this before taking any further action with respect to any possible sampling in the area.

Thanks.

Nico

**Nicholas W. van Aelstyn**

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*Please consider the environment before printing this e-mail.*

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**From:** Cox, Elizabeth [<mailto:Cox.Elizabeth@epa.gov>]  
**Sent:** Tuesday, June 18, 2013 9:23 AM  
**To:** Nicholas W. van Aelstyn  
**Cc:** david Batson; DUTTA, ABHIK  
**Subject:** Public documents

Nico:

The public documents are ready for pickup after 3 pm today with the exception of Gonzales. We are still reviewing those documents for privacy information. When your person is downstairs, please call Abhik at his desk: 415-972-3318. He will come down with the disc. As soon as we have Gonzales reviewed, we will contact you. I am going to be out of the office from June 20 through July 1. In my absence, Abhik will contact you about picking up the additional disc.

Thanne Berg  
US EPA Region 9  
Office of Regional Counsel  
75 Hawthorne Street  
San Francisco, CA 94105  
(415) 972-3908  
(415) 203-6104 (mobile)

\*\*\*\*\* ATTACHMENT NOT DELIVERED \*\*\*\*\*

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For further information, please contact the EPA Call Center at (866) 411-4EPA (4372). The TDD number is (866) 489-4900.

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## Berg, Elizabeth

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**From:** Nicholas W. van Aelstyn <NvanAelstyn@bdlaw.com>  
**Sent:** Monday, June 17, 2013 5:17 PM  
**To:** Berg, Elizabeth  
**Cc:** David Batson (batsonadr@verizon.net)  
**Subject:** Sale of Property that Includes the former Gonzalez Bucket and Drum facility  
**Attachments:** CPM James H Cantrell.vcf; Christian Volz Esq .vcf

Thanne,

Good speaking with you on Friday. Per your request, attached is the v-card for Jim Cantrell, the receiver appointed by the court in the litigation between the Picazo and Gonzalez families. He told me that his charge is to handle the sale of the property that includes the former Gonzalez Bucket and Drum facility, as well as the distribution of the proceeds to the Picazo and Gonzalez families. Mr. Cantrell contacted me because I was listed on the GNL sent to the Picazos. He told me that the property is under contract now, and the closing is scheduled for some time July. As indicated on Friday, one of the attorneys for the prospective purchaser, Chris Volz, also contacted me. (I've attached a copy of his v-card as well.) Mr. Volz indicated that the sale price was a little over \$3 million, and that the purchaser would be happy to arrange the escrow agreement such that some or all of the proceeds are paid to a fund dedicated to the cleanup of the Yosemite Slough site. As we discussed, prompt action is needed by EPA if this is to be achieved. It will be very difficult to obtain any proceeds from the Picazo and Gonzalez families for the remediation of the Site if these sale proceeds are not accessed when in escrow.

Also, Mr. Cantrell told me that he had provided copies of all of his documentation regarding the former Gonzalez Bucket and Drum facility to EPA; he said that this included a Phase 2 report on the property. (Mr. Volz read to me from this report; it does not mention the Yosemite Slough site.) I trust that all of the materials provided to EPA by Mr. Cantrell will be included with the public documentation from EPA's PRP search that I understand we will be received later today or tomorrow.

Please let me know if you have any questions or if I can be of any assistance on this issue. Thanks.

Nico

**Nicholas W. van Aelstyn**

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